

1 THE HONORABLE BENJAMIN H. SETTLE  
2  
3  
4  
5  
6  
7

8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WASHINGTON AT TACOMA

TRINA CHRISTIE, in her Personal Capacity  
and as Personal Representative of the Estate of  
ANTHONY R. CHRISTIE, deceased; C.C., a  
minor, in his personal capacity,

Plaintiffs,

v.

STATE OF WASHINGTON, DEPARTMENT  
OF CORRECTIONS; JULIE MARTIN; ROB  
HERZOG; DAN JOHNSON; JACK WARNER;  
CHRISTOPHER HALLGREN; STEFAN  
ROSE; KODY ANGELL; JOHN GEISLER;  
RADU MURESAN; WILLIAM HALL;  
DIANNA MULL; ARBEN KULLOJKA;  
VALARIE HERRINGTON; TROY BUSHEY;  
AREIG AWAD; JACOB MILLER; ELAINE  
GRAVATT; and JOHN DOES 1-20,

Defendants.

NO. 3:22-cv-05692-BHS

**STIPULATED MOTION AND ORDER  
TO EXTEND DEADLINE FOR  
SERVICE ON DEFENDANT DAN  
JOHNSON**

NOTING DATE: December 15, 2022

The Parties, having met and conferred by and through counsel, hereby stipulate and agree to the following:

1. This matter was originally filed on July 26, 2022, in Washington State Superior Court in King County, and removed by certain Defendants on September 16, 2022. Dkt. #1.

2. Pursuant to Fed. R. Civ. P. 4(m), if a defendant has not been served within 90 days of the commencement of the case, the court must either dismiss the defendant without

STIPULATED MOTION AND ORDER TO  
EXTEND DEADLINE FOR SERVICE ON DEFENDANT  
DAN JOHNSON - 1  
Case No. 3:22-cv-05692-BHS

Galanda Broadman PLLC  
8606 35th Avenue NE, Ste. L1  
Mailing: P.O. Box 15146  
Seattle, WA 98115  
(206) 557-7509

1 prejudice or extend the time for service for an appropriate period if good cause is shown for the  
2 failure to serve.

3       3.     In this case, since the commencement of this action, Plaintiffs have made diligent  
4 efforts to locate Defendant Dan Johnson and secure a waiver of service of process or serve Mr.  
5 Johnson. Plaintiffs have searched public records, including, among other documents, records  
6 secured related to this lawsuit and address databases on the internet. Notwithstanding, Plaintiffs  
7 have been unable to locate a valid and current address for Defendant Dan Johnson.

8       4.     Here, “90 days after the case is filed” is December 15, 2022.

9       5.     Plaintiffs believe that during the course of discovery they will secure Mr.  
10 Johnson’s current residential address, or his last known residence, through which Plaintiffs will  
11 be able to effectuate service on Mr. Johnson.

12       6.      “[D]istrict courts have broad discretion under General Rule 4(m) to extend time  
13 for service even without a showing of good cause.” *United States v. 2,164 Watches, More or  
Less*, 366 F.3d 767, 772 (9th Cir. 2004).

14       7.     In light of the foregoing, the undersigned hereby stipulate and agree to extend the  
15 deadline for Plaintiffs to serve Defendant Dan Johnson by an additional sixty (60) days.

16           IT IS SO STIPULATED this 15th day of December, 2022.

17           GALANDA BROADMAN, PLLC

18           s/ Ryan D. Dreveskracht

19           Ryan D. Dreveskracht, WSBA #42593

20           s/ R. Joseph Sexton

21           R. Joseph Sexton, WSBA #38063

22           8606 35th Avenue NE, Suite L1

23           P.O. Box 15146

24           Seattle, WA 98115

25           Phone: (206) 557-7509

26           Fax: (206) 299-7690

27           Email: ryan@galandabroadman.com

28           joe@galandabroadman.com

29           Attorneys for Plaintiff

30           ATTORNEY GENERAL'S OFFICE (SEA-  
31 FIFTH AVE)

32           s/ Andrew Thomas Biggs

33           Andrew Thomas Biggs, WSBA #11746

34           800 5th Ave., Ste. 2000

35           Seattle, WA 98104-3188

36           Phone: (206)389-3804

37           Email: andrew.biggs@atg.wa.gov

38           STIPULATED MOTION AND ORDER TO  
39           EXTEND DEADLINE FOR SERVICE ON DEFENDANT  
40           DAN JOHNSON - 2  
41           Case No. 3:22-cv-05692-BHS

42           **Galanda Broadman PLLC**  
43           8606 35th Avenue NE, Ste. L1  
44           Mailing: P.O. Box 15146  
45           Seattle, WA 98115  
46           (206) 557-7509

1 ATTORNEY GENERAL'S OFFICE (TAC)  
2 s/ Miles F. Russell  
3 Miles F. Russell, WSBA #46968  
4 1250 Pacific Avenue, Ste. 105  
5 PO Box 2317  
6 Tacoma, WA 98401-2317  
7 Phone: (253)593-2431  
8 Email: milesf.russell@atg.wa.gov  
9

10 Attorneys for Defendants Kody Angell, Areig  
11 Awad, Troy Bushey, John Geisler, Elaine  
12 Gravatt, William Hall, Christopher Hallgren,  
13 Valerie Herrington, Robert Herzog, Dan  
14 Johnson, Arben Kullojka, Julie Martin, Jacob  
15 Miller, Dianna Mull, Radu Muresan, Stefan  
16 Rose, State of Washington Department of  
17 Corrections and Jack Warner  
18  
19  
20  
21  
22  
23  
24

25 STIPULATED MOTION AND ORDER TO  
EXTEND DEADLINE FOR SERVICE ON DEFENDANT  
DAN JOHNSON - 3  
Case No. 3:22-cv-05692-BHS

Galanda Broadman PLLC  
8606 35th Avenue NE, Ste. L1  
Mailing: P.O. Box 15146  
Seattle, WA 98115  
(206) 557-7509

1 **ORDER**  
2

3 Pursuant to the Stipulation above, the Court orders that the deadline for Plaintiffs to serve  
4 named Defendant Dan Johnson is hereby extended by an additional sixty (60) days.

5 DATED this 16th day of December, 2022.  
6

7   
8 

---

  
9 BENJAMIN H. SETTLE  
10 United States District Judge  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24

25 STIPULATED MOTION AND ORDER TO  
EXTEND DEADLINE FOR SERVICE ON DEFENDANT  
DAN JOHNSON - 4  
Case No. 3:22-cv-05692-BHS

Galanda Broadman PLLC  
8606 35th Avenue NE, Ste. L1  
Mailing: P.O. Box 15146  
Seattle, WA 98115  
(206) 557-7509